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**Attorney for Secured Creditor**

U.S. Bank Home Mortgage  
 09-71445

UNITED STATES BANKRUPTCY COURT  
 DISTRICT OF NEVADA

<p>In Re:</p> <p>Peter Santos Bermudez and Judian Peggy Lambey</p> <p>Debtors.</p>	<p>BK Case No.: 10-26145-lbr</p> <p>Chapter 13</p> <p>NOTICE OF ENTRY OF ORDER RE ADEQUATE PROTECTION</p> <p>HEARING DATE: 12/22/2010 HEARING TIME: 10:30 am</p>
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PLEASE TAKE NOTICE that on the 10<sup>th</sup> day of February, 2011, ORDER RE ADEQUATE PROTECTION was entered by the court. Copy of said order is attached herewith.

DATE: \_\_\_\_\_

**WILDE & ASSOCIATES**

By: /s/Gregory L. Wilde, Esq

GREGORY L. WILDE, ESQ.  
 Attorney for Secured Creditor  
 212 South Jones Boulevard  
 Las Vegas, Nevada 89107



Entered on Docket  
February 10, 2011

  
Hon. Linda B. Riegle  
United States Bankruptcy Judge

WILDE & ASSOCIATES  
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U.S. Bank Home Mortgage  
09-71445

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In Re:

Peter Santos Bermudez and Judian Peggy Lambey

Debtors.

BK-S-10-26145-lbr

MS Motion No. 32

Date: JAN. 26, 2011  
Time: 10:30 AM

Chapter 13

**ORDER RE ADEQUATE PROTECTION**

Secured Creditor's Motion for Relief from the Automatic Stay having come on for hearing in the above-entitled Court, all appearances as noted on court record, and based upon all the papers and pleadings on file herein and good cause appearing therefore,

1 IT IS HEREBY ORDERED, ADJUDGED and DECREED that the debtors will cure the  
2 post-petition arrearages currently due as follows:

3 4 Monthly Payments at \$1,170.55	\$4,682.20
(October 1, 2010 - January 1, 2011)	
4 4 Late Charges at \$46.82	\$187.28
(October 20, 2010 - January 20, 2010)	
5 Property Inspections	\$20.00
6 Motion for Relief Filing Fee	\$150.00
Attorneys Fees	\$750.00
7 Suspense Amount	(\$1,103.22)
8 Total	\$4,686.26

9 The total arrearage shall be paid in eight monthly installments. Payments one  
10 through seven (1-7) in the amount of \$585.78 shall be in addition to the regular monthly payment  
11 and shall be due on or before the 20th day of the month commencing with the February 20, 2011  
12 payment and continuing throughout and concluding on or before August 20, 2011. The eighth  
13 and final payment in the amount of \$585.80 shall be paid on or before September 20, 2011.

14 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor  
15 shall give Debtors at least fourteen business days' notice of the time, place and date of sale if the  
16 stay is vacated.

17 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Debtors shall resume  
18 and maintain the regular monthly payments in a timely fashion, outside of any Bankruptcy Plan,  
19 beginning with the February 1, 2011, payment, on Secured Creditor's Trust obligation,  
20 encumbering the subject Property, generally described as 4196 Poe Dr. , Las Vegas, NV 89115,  
21 and legally described as follows:

22 LOT FIFTEEN (15) IN BLOCK FIVE (5) OF ALEXANDER VILLAS ESTATES,  
23 TRACT 4, AS SHOWN BY MAP THEREOF ON FILE IN BOOK 80 OF PLAT, PAGE  
24 24 IN THE OFFICE OF THE COUNTY RECORDER OF CLARK COUNTY,  
25 NEVADA.

26 IT IS FURTHER ORDERED, ADJUDGED and DECREED that if the Debtors fail to make  
any payments as stated in this Order, or fail to maintain the regular monthly payments on Secured  
Creditor's obligation, allowing the normal grace period, then Secured Creditor may file and serve  
upon Debtors and Debtors' counsel, a fifteen (15) Day Notice Declaration Re Breach of Condition.  
For each such Declaration Re Breach of Condition filed, there shall be assessed an attorney fees of  
\$100.00, to be paid by the Debtors upon any reinstatement. If upon the sixteenth (16th) day Debtors

1 have failed to cure the delinquency, then Secured Creditor may submit to this Court an Order  
2 vacating the automatic stay as to Secured Creditor, and Secured Creditor may thereafter proceed  
3 with enforcing its Security interest in the subject Property, pursuant to applicable State Law, and  
4 take any action necessary to obtain complete possession thereof.

5  
6 Submitted by:

7 WILDE & ASSOCIATES

8  
9 By

GREGORY L. WILDE, ESQ.  
Attorneys for Secured Creditor  
212 South Jones Boulevard  
Las Vegas, Nevada 89107

12 APPROVED AS TO FORM & CONTENT:

13 Kathleen A Leavitt

14 By

Kathleen A Leavitt  
Chapter 13 Trustee  
201 Las Vegas Blvd., So. #200  
Las Vegas, NV 89101

Christopher Patrick Burke

By

Christopher Patrick Burke  
Attorney for Debtors  
218 S. Maryland PKY  
Las Vegas, NV 89101

19 Nevada Bar No. 4093

1 ALTERNATIVE METHOD re: RULE 9021:

2 In accordance with Local Rule 9021, counsel submitting this document certifies that the order accurately  
3 reflects the court's ruling and that (check one):

4 ☐ The court has waived the requirements set forth in LR 9021(b)(1).

5 ☐ No party appeared at the hearing or filed an objection to the motion.

6 ☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and  
7 any trustee appointed in this case any unrepresented parties who appeared at the hearing,  
8 and each has approved or disapproved the order, or failed to respond, as indicated below.

9 Debtor's counsel:

10 ☒ approved the form of this order ☐ disapproved the form of this order

11 ☐ waived the right to review the order and/or ☐ failed to respond to the document

12 ☐ appeared at the hearing, waived the right to review the order

13 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

14 Trustee:

15 ☒ approved the form of this order ☐ disapproved the form of this order

16 ☐ waived the right to review the order and/or ☐ failed to respond to the document

17  
18  
19 ☐ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the  
20 motion pursuant to LR 9014(g), and that no party has objected to the form or content of the  
21 order.

22 I declare under penalty and perjury that the foregoing is true and correct.

23 Submitted by:

24 /s/ Gregory L. Wilde, Esq.

25 Gregory L. Wilde, Esq.

26 Attorney for Secured Creditor

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U.S. Bank Home Mortgage  
 09-71445

**UNITED STATES BANKRUPTCY COURT  
 DISTRICT OF NEVADA**

In Re:	BK Case No.: 10-26145-lbr
Peter Santos Bermudez and Judian Peggy Lambey	Date: 12/22/2010 Time: 10:30 am
Debtors.	Chapter 13

**CERTIFICATE OF SERVICE**

1. On 2/23/11 I served the following document(s):

NOTICE OF ENTRY OF ORDER RE ADEQUATE PROTECTION

2. I served the above-named document(s) by the following means to the persons as listed below:

**X a. ECF System**

Christopher Patrick Burke  
 atty@cburke.lvcoxmail.com  
 Attorney for Debtors

Kathleen A Leavitt  
 courtsecf3@las13.com  
 Trustee

1  
2 **X b. United States mail, postage fully prepaid:**

3 Christopher Patrick Burke  
4 218 S. Maryland PKY  
5 Las Vegas, NV 89101  
6 Attorney for Debtors

7 Peter Santos Bermudez and Judian Peggy Lambey  
8 4196 Poe Dr.  
9 Las Vegas, NV 89115  
10 Debtors

11 **☐ c. Personal Service**

12 I personally delivered the document(s) to the persons at these addresses:

13 ☐ 1. For a party represented by an attorney, delivery was made by handing the  
14 document(s) to the attorney's office with a clerk or other person in charge, or if no one is charge by  
15 leaving the document(s) in a conspicuous place in the office.

16 ☐ 2. For a party, delivery was made by handing the document(s) to the party or by  
17 leaving the document(s) at the person's dwelling house or usual place of abode with someone of suitable  
18 age and discretion residing there.

19 **☐ d. By direct mail**

20 Based upon the written assignment of the parties to accept service by email or a court order. I  
21 caused the document(s) to be sent to the persons at the mail addresses listed below. I did not receive,  
22 within a reasonable time after the transmission, any electronic message or other indication that the  
23 transmission was unsuccessful.

24 **☐ e. By fax transmission**

25 Based upon the written assignment of the parties to accept service by fax transmission or a court  
26 order. I faxed the document(s) to the persons at the fax numbers listed below. No error was reported by  
the fax machine that I used. A copy of the record of the fax transmission is attached.

**☐ f. By messenger**

1 I served the document(s) by placing them in an envelope or package addressed to the persons at  
2 the addresses listed below and providing them to a messenger for service.

3 I declare under penalty of perjury that the foregoing is true and correct.

4 DATED this 23<sup>rd</sup> day of February, 2011.

5  
6 By: Rachel Terry  
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